



**CITIZENS BOND REVIEW COMMISSION
PINNACLE ROOM
7575 E. MAIN STREET
SCOTTSDALE, AZ 85251
JULY 8, 2004
5:00 PM**

MINUTES

PRESENT: Steven Sagert, Chair
Tom Lanin, Vice Chair
Don Adams
Larry Beckner
Judy Brotman
William Magoon
Gregg Maxon
Lee Tannenbaum
Sam West

ABSENT: Monyette Dunlap-Green
Lisa Samuel
Eric Schechter
Sue Sisley
William Welch

STAFF: Roger Klingler, Assistant City Manager
Craig Clifford, General Manager, Financial Services
Al Dreska, General Manager, Municipal Services Department
Don Penfield, Facilities Management Director
Art Rullo, Budget Director
Dan Worth, City Engineer
Janet Secor, Transportation Department Advisor
Judy McIlroy, Budget Analyst

CALL TO ORDER

The regular meeting of the Scottsdale Citizens Bond Review Commission was called to order at 5:10 pm, noting the presence of a quorum.

ROLL CALL

A formal roll call confirmed members present as stated above.

MINUTES APPROVAL

April 1, 2004

Chair Sagert inquired if there were any corrections to the minutes. Hearing none the minutes of the April 1, 2004, meeting stands approved as presented.

Mr. Klingler introduced Mr. Dan Worth as the new City Engineer. He provided information on Mr. Worth's background.

NEW BUSINESS

BYLAWS – DISCUSSION CONCERNING PROPOSED CHANGES TO THE BYLAWS OF THE SCOTTSDALE CITIZENS BOND REVIEW COMMISSION. PROPOSED CHANGES TO SECTION II. 201. REGULAR MEETINGS. SECTION ii. 204. MEMBER ATTENDANCE.

Mr. Klingler explained that over time the Commission have had some discussion about changing the times and locations, getting quorums and member attendance. Staff has put together some suggested changes for their consideration that should provide them with more flexibility. He reviewed proposed changes as listed below:

201. Regular Meetings

Regular meetings of the Commission shall be held quarterly on the first Thursday of ~~January, April, and October~~ February, May, August, and November at ~~5:00 p.m., a time~~ and place determined by the Chairperson, and communicated to Commission members at least ten (10) days in advance. ~~The chair may reschedule a regular meeting when circumstances are believed to exist that would prevent a quorum. Meetings will be held at One Civic Center or other designated location. When circumstances are believed to exist that would prevent a quorum from convening, the Chairperson shall reschedule the quarterly meeting to a time within the same quarter when a quorum would likely be available.~~

202. Special Meetings

Special meetings for good cause may be held by the Commission on call of its Chairperson or of a majority of its members, which call shall be filed with the Financial Services Department General Manager, or as may be scheduled by a majority of the members at any previous meeting. The manner of the call shall be noted in the minutes of the special meeting, and at least ~~48 hours~~ ten (10) days notice of the meeting shall be given to each member. When circumstances are believed to exist that would prevent a quorum from convening, the Chairperson may reschedule a special meeting to a time when a quorum would likely be available or cancel the special meeting.

203. Member Attendance

If any member of the Commission shall be absent without being excused by the Chairperson from two (2) consecutive regular meetings, or from any four (4) meetings within a twelve-month (12) period, ~~that position shall be automatically deemed vacant; provided, however, the Commission may, upon a majority vote, elect to set aside such automatic vacancy and determine an appropriate time extension for the Commission member to return to a future regular or special meeting. If the Commission fails to vote on or votes not to grant a time extension on the date of the member's second consecutive regular meeting absence or fourth meeting absence out of a twelve month period, the affect Commission member shall be automatically removed from the Commission~~ the Chairperson shall, following the Commission's recommendation for removal, notify the Mayor and Council for consideration of removal and replacement of the member. The Chairperson shall notify the Mayor in writing, of any vacancy created for any other reason.

Mr. Klingler reported the City Attorney has reviewed these revisions and had a couple of wording changes.

Commissioner Adams remarked that he did not have any problems with the proposed changes. He further remarked that under Section 101. Chairperson, he felt the third sentence that reads: "The Chairperson shall call special meetings and cancel regular meetings for cause including lack of a quorum" should be deleted because it is redundant and already covered in Section 202.

Commissioner West stated the Bylaws indicated they are passed and adopted the eighth day of July 2004. He further stated it is his understanding that they would pass or adopt the Bylaws after the revisions have been made at the next meeting. Commissioner Adams stated the amendments would be adopted and shall become effective at the next meeting of the Commission.

Commissioner West stated regarding Section 201 Regular Meetings the first sentence reads: "Regular meetings of the Commission shall be held quarterly..." He inquired if the word "shall" should be "may". Under Section 204 Member Attendance, last sentence that read: "The Chairperson shall notify the Mayor in writing, of any vacancy created for any other reason". He

inquired if the Chairperson would talk to the Commission as a whole and present their determination in the Chair's recommendation. After a discussion, it was suggested to amend the wording: "The Chairperson shall, following the Commission's recommendation for removal, notify the Mayor and Council for consideration of removal or replacement of the member".

Commissioner Tannenbaum stated regarding Section 204 Member Attendance if someone misses four meetings that showed terrible irresponsibility. Chair Sagert explained that is how it was originally setup and that includes special meetings.

Commissioner West moved for approval of the proposed changes to the Bylaws of the Scottsdale Citizens Bond Review Commission with the following proposed changes:

Section 101. It is recommended the sentence that reads: "The Chairperson shall call special meetings and cancel regular meetings for cause including lack of a quorum". Is deleted.

Section 204. It is recommend it reads: If any member of the Commission shall be absent without being excused by the Chairperson from two (2) consecutive regular meetings, or from any four (4) meetings with a twelve-month (12) period, the Chairperson shall, following the Commission's recommendation for removal, notify the Mayor and Council for consideration of removal or replacement of the member. The Chairperson shall notify the Mayor in writing, of any other vacancy created for any other reason.

Second by Commissioner Beckner and passed unanimously.

Mr. Klingler stated the amendments to the Bylaws have been adopted and will become effective at the next meeting which is scheduled for November.

Vice Chair Lanin commented that the Commission never discussed the members that don't come to the meetings. He inquired at what point do they deal with those individuals. Mr. Klingler recommend because this is not an agenda item placing this item on the next agenda and staff will bring an attendance report.

Commissioner Adams stated Commissioner Dunlap-Green has missed more than two consecutive meetings so the Commission should discuss this matter. Commissioner West inquired if the Chair has received any communication from her. Chair Sagert replied none. After a brief discussion the Commission determined it would be appropriate for the Chair to notify this person that the Commission is suggesting removal and recommending it be voted on at the next meeting and allow this person to resign or present information on the reason for the absences.

PROPOSED CHANGE – TRAIL DEVELOPMENT/ACQUISITION

Mr. Dreska provided a brief overview on proposed transfer from capital improvement project P9035 (Trail Development/Acquisition) to capital improvement project P0305 (Hidden Hills Trailhead Amenities).

Mr. Dreska explained staff is requesting the Commission forward a favorable recommendation to City Council concerning staff's request to transfer appropriation between Bond 2000 projects.

After a short discussion, Commissioner West moved the Commission forward a favorable recommendation to City Council concerning staff's request to transfer appropriation between Bond 2000 projects.

UPDATE ON BOND 2000 AND CAPITAL IMPROVEMENT PROGRAM. ACTIVE PROJECTS STATUS REPORT

Mr. Dreska reported on the following projects:

COMMUNITY SERVICES

Arabian Library Phase II

Mr. Dreska described this project as a milestone, stating that it is back as an active project. He reported the project has been re-programmed to a stand alone 25,000 square foot branch library in the McDowell Mountain Ranch park area at the Desert Canyon school campus.

McDowell Mountain Ranch Park & Aquatic Center

Mr. Dreska reported this project is in the final design phase and is in the public bidding process to initiate construction of this facility.

Vista Del Camino Remodel/Expansion

Mr. Dreska stated they have recently asked City Council to approve a design concept.

Scottsdale Senior Center at Granite Reef

He reported the City has awarded a contract for the first phase of demolition and infrastructure.

Aging Park Facility Renovation – Chaparral Pool Building

He reported the construction is very near completion.

CAP Basin Lighted Sports Complex

He stated this a multi-phase project. Phase one is almost completed. Phase two will consist of the major park improvements.

Aging Park Facility Renovations

He reported this is an ongoing project intended to address deteriorated facilities, as they become an issue for maintenance and service.

Sports Lighting Expansion & Upgrade

Mr. Dreska reported baseball field lighting is being replaced and enhanced.

ECONOMIC VITALITY

Downtown Reinvestment – Canals / Waterfront Attraction

Mr. Dreska reported the total available budget is \$8,741,000 and of that \$5,000,000 has been allocated for expenditures on the current canal bank project. Commissioner West stated there are four items landscaping, hardscape, pedestrian and transit bridge, under grounding utilities, and development of entry feature. He inquired if those four items are included in the budget. Mr. Dreska stated all four are not in the current \$5 million allocations. This project will include the landscape and hardscape up and down both the north and south canal bank for a distance of 500 feet from the bridge crossing in each direction. The balance of the landscaping along the north canal bank will be accomplished in a joint venture with the north water front development. The rest of the landscaping along the south bank will be a series of joint ventures. The park/entry feature will be funded exclusively by the city.

PUBLIC SAFETY

Police / Fire Training Facility Phase II

Mr. Dreska stated the design for the expansion was recently awarded by the City Council and it is underway.

Public Operational Support Building

Mr. Dreska stated this is a combination of two significant facilities the evidence warehouse and the crime laboratory.

Fire Station # 12 – Scottsdale Airport and Rescue Vehicle

He noted this is a new permanent fire station to be located near the Scottsdale airport.

TRANSPORTATION

Indian Bend Rd – Scottsdale to Hayden

Project is a major one-mile improvement. A significant feature is the proposed bridge crossing of the wash. They will be moving into the final design phase next month. Commissioner

Beckner inquired if it was possible to use the same bridge construction at Double Tree area. Mr. Dreska reported that is the most efficient structure.

Indian School Rd – Drinkwater to Pima

Mr. Dreska reported they are in the process of selecting the design firm for this project.

Camelback Rd – 64th Street to 68th Streets

Reconstruct existing street to yield a four-lane to complete the section of Camelback Road.

Thunderbird / Redfield – Scottsdale to Hayden

Mr. Dreska explained this project would become a combined drainage road improvement project.

Cactus Rd. – Freeway to Frank Lloyd Wright

Construct Cactus Road to Neighborhood District Collector street standards in support of the Pima Freeway. This project is to be advanced in two phases, with a focus on adding a recreational trail.

Hayden Rd – Cactus to Redfield

This project will complete the last section of Hayden Road from Cactus Road to Redfield Road to its ultimate configuration.

Scottsdale Rd – FLW to Thompson Peak Pkwy

Mr. Dreska characterized this project as a major one that is overdue from completion. He discussed the construction schedule.

Hayden Rd – Pima Freeway to Thompson Peak Pkwy

The project is under construction

Traffic Management Program – ITS – AZ Canal, Pima Road to McDowell

Expand the ITS facilities along the AZ Canal to provide a looped fiber system with the existing Indian School ITS facilities and the future IBW ITS facilities. Commissioner West stated he has a question that is not directly related to this project, noting that he would like to see further exploration into undergrounding utilities. Mr. Klingler reported thought has been given to undergrounding all over the city because there is a lot of interest. He further reported the cost is close to a million dollars a mile and currently there is not the budget for undergrounding everything. Commissioner West commented as everyone has seen on Scottsdale Road it makes a tremendous difference.

Bike Ways Program – Pima Rd Multi-Use Path

Mr. Dreska reported that several segments have been completed and they are working on the completion of the multi-use path along Pima Road.

Pima Rd – Pima Freeway to Thompson Peak

He described this project as major reconstruction.

Traffic Management Program – ITS – Camera

He explained that this project will be installing cameras and motion detection type technology.

Sidewalk Improvements Phase III

He reported this project is currently underway and targeting completion for September of this year.

WestWorld Restroom Facilities

He stated the contract was recently awarded by City Council.

Chair Sagert inquired about the status of the helicopter. Commissioner West stated it was his understanding when Council approved this year's budget that was a part of it. Mr. Clifford explained that this report has not been updated. Chair Sagert stated that he spoke to the Police Chief and was informed that it takes 18 months to 2 years to get staff ready to accept the helicopter. Mr. Clifford explained that there are only tentative plans at this point and until they absolutely need the money, there are no plans for bond issuance. Chair Sagert inquired if the City still has the Triple A rating. Mr. Clifford replied in the affirmative. He presented information on the steps that are taken to help maintain their rating.

QUARTERLY MEETING

Chair Sagert requested the commission members think of ideas or topics that would benefit them.

Commissioner West stated the Bond 2000 Active Project Status Report allows them to have a understanding of the big picture.

Mr. Klingler reviewed the agenda items for the next meeting:

- Copy of the Bylaws in final form
- Attendance report and discussion and possible action on member attendance.

Mr. Klingler explained the new Bylaws go into effect at the Commission's next meeting. He inquired if they would like to reschedule the October meeting to November. Chair Sagert reported he would reschedule the meeting.

Commissioner West stated there were two lengthy discussions on the issue of the text of the bond ballot. He further stated that he did not receive the final document. Mr. Clifford explained that Bond Counsel came to a meeting and provided an opinion and there was discussion and that information would be included in the meeting minutes. He noted the legal opinion was broad and it was flexible. Mr. Klingler reported staff would check the minutes. Commissioner West commented that they did not receive anything in writing from legal counsel. Commissioner Beckner noted legal counsel rendered an opinion and it would be included in the written minutes.

OPEN CALL TO THE PUBLIC

No public comments were forthcoming.

PRESIDING OFFICER'S SUMMARY OF CURRENT EVENTS

Chair Sagert stated that he had nothing of note to report.

Commissioner West inquired what the city is doing to reduce electricity because of the pressures from the fires. Mr. Penfield reported the city is making adjustments and not using as many lights and adjusting the thermostat. He further reported they would keep them informed as they prepare to make further adjustments as necessary.

ADJOURNMENT

With no further business to discuss, the regular meeting of the Scottsdale Citizens Review Commission was adjourned at 7:30 p.m.

Respectfully Submitted,

"For the Record " Court Reporters